



STATE OF UTAH  
DEPARTMENT OF NATURAL RESOURCES

622 North Main  
Cedar City, Utah 84720

DIVISION OF  
WATER RIGHTS

HUBERT C. LAMBERT  
STATE ENGINEER

Gerald W. Stoker  
Area Engineer

August 27, 1969

MEMORANDUM

TO: Hubert C. Lambert, State Engineer  
FROM: Gerald W. Stoker, Area Engineer  
SUBJECT: Subdivision Development on Parowan Watershed

Pursuant to your instructions on October 1, 1968, we were able to keep our appointment, finally, with Harold S. Mitchell, President of the Parowan Reservoir Company. The appointment involved a field examination of illegal diversions and uses of water on mountain subdivisions being developed in the vicinity of the Princeton Ranger Station.

On the day of our inspection, August 25, 1969, we found that someone had constructed a small dike and diverted the water from its natural drainage, Cabin Creek (Salt Pile Creek) onto the adjacent flat. The original creek bed is still visible and there is no question that a channel has been cut to convey the water from this drainage.

Also, we found a development at one of the springs above the flat at the Princeton Ranger Station with a pipeline installed and presently conveying water to many parts of the subdivision. The subdividers have based their claim on diligence rights to use the water for irrigation, stockwatering, and domestic purposes. The irrigation is natural or subsurface in nature and this portion of the claim was protested by the Parowan Valley Water Users when the claim appeared in the Proposed Determination of Water Rights for Parowan Valley. I don't believe that we could question the stockwatering and domestic uses claimed. However, they have not filed a change application to change the nature or place of use on any portion of the right that they claim, and the water has definitely been changed in both respects.

It would be my recommendation that we take immediate action to have the obstruction removed that is diverting the water from the natural channel and to advise the subdividers of the penalty that they face if they continue this type of diversion. Also, we should instruct them to "shut-down" the uses from their pipeline distribution system until their claim has been evaluated and a change application has been filed and approved that would correct the situation.

I am sure that you will have some questions on this matter and I would be happy to discuss them with you. Please advise this office on further action to be taken.

cc: Donald C. Norseth  
Harold S. Mitchell